

FW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF : Michael A. Centanni
FOR : HEATING APPARATUS FOR VAPORIZER
SERIAL NO. : 10/815,315
FILED : April 1, 2004
EXAMINER : Not yet known
ART UNIT : 3742
ATTORNEY DOCKET NO. : ST8803US.CIP

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement has been filed pursuant to the waiver issued by the U.S. Patent and Trademark Office on July 11, 2003, wherein the Office waived the requirement under 37 CFR 1.98(a)(2)(i) for submitting copies of each cited U.S. patent and each U.S. patent application publication, for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have *entered the national stage* under 35 USC § 371 after June 30, 2003.

1. Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, publications and other information listed on the attached form PTO-1449. The required copy of each document is enclosed *except for* documents previously cited by or submitted to the Office in a prior application(s) relied upon for an earlier filing date under 35 U.S.C. 120, said prior application(s) identified below:

Serial No.

Filing Date

2. Pursuant to 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made.

3. Pursuant to 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed as an admission that the information cited in this Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).

4. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document is set forth in the following document(s):

- ☐ Copy of each English language version of a search report by a foreign patent office in a counterpart foreign application, indicating the degree of relevance found by the foreign office of each document being submitted from the search report.
- ☐ Attachment entitled "Concise Explanation of Relevance of Non-English Language Documents."
- ☐ English-language abstract.

(X) 5. Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed:

- ☐ concurrently with the filing of the national application; or
- ☐ within 3 months of the filing date of a national application; or
- ☐ within 3 months of the date of the entry of the national stage as set forth in 37 CFR 1.491 in an international application; or
- ☒ before the mailing date of a first Office Action on the merits.

{NOTE: Statements filed within the foregoing periods require neither a fee nor a Certification}

☐ 6. Pursuant to 37 C.F.R. 1.97(c) this Statement is being filed *after* the mailing date of a first Office Action on the merits but *before* the mailing date of either: a Final Office Action under 37 C.F.R. 1.113 or a Notice of Allowance under 37 C.F.R. 1.311, whichever occurs first. Accordingly, this Statement is accompanied by:

- ☐ Certification as specified in 37 C.F.R. 1.97(e); OR
- ☐ The submission fee set forth in 37 C.F.R. 1.17(p). Enclosed is Form PTO-2038 authorizing the amount of \$180 to be charged to our credit card to cover the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement.

☐ 7. Pursuant to 37 C.F.R. 1.97(d) this Statement is being filed *after* the period specified in 37 C.F.R. 1.97(c), but *before or concurrent with* payment of the Issue Fee. Accordingly, this Statement is accompanied by:

- A. Certification as specified in 37 C.F.R. 1.97(e); AND

B. The submission fee set forth in 37 C.F.R. 1.17(p). Enclosed is Form PTO-2038 authorizing the amount of \$180 to be charged to our credit card to cover the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement.

- () 8. Statement filed *after* payment of Issue Fee, but *before* patent grant:

This Statement is being filed *after* payment of the Issue Fee, but *before* grant of the patent; accordingly it is understood that this Statement will *not* be considered. However, it is respectfully requested that this Information Disclosure Statement be placed in the application file. {NOTE: no fees or certification required}


- () 9. CERTIFICATION under 37 C.F.R. 1.97 (e) (if applicable):

- () The undersigned hereby certifies that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Information Disclosure Statement, OR
- () The undersigned hereby certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than 3 months prior to the filing of this Information Disclosure Statement.

The Commissioner is hereby authorized to charge any additional fees required for consideration of this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 50-0537, identifying our Docket No. ST8803US.CIP.

Date: July 13, 2004

Respectfully submitted


Michael A. Jaffe
Registration No. 36,326

Kusner & Jaffe
Highland Place – Suite 310
6151 Wilson Mills Road
Highland Heights, Ohio 44143
440-684-1090 (phone)
440-684-1095 (fax)



CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence (along with any paper referenced as being attached or enclosed) is being deposited on the below date with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: July 13, 2004


Crystal Belknap



Form PTO-1449

Attorney Docket: ST8803US.CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE CITATION

In re application of: Michael A. Centanni

Serial No: 10/815,315

Group No.: 3742

Filed: April 1, 2004

Examiner: Not yet known

For: HEATING APPARATUS FOR VAPORIZER

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

U.S. Patent Documents

Examiner Initials	Document Number	Date	Name	Class
_____	4,013,742	03/22/1977	Lang	261/130
_____	4,236,056	11/25/1980	Allen et al.	219/10.55
_____	4,310,738	01/12/1982	Moretti et al.	219/10.55
_____	4,431,890	02/14/1984	Ramer	219/10.51
_____	4,678,881	07/07/1987	Griffith	219/10.51
_____	4,756,882	07/12/1988	Jacobs et al.	422/23
_____	5,222,185	06/22/1993	McCord, Jr.	392/314
_____	5,286,942	02/15/1994	McFadden et al.	219/630
_____	5,324,904	06/28/1994	Cresswell et al.	219/635
_____	5,523,550	06/04/1996	Kimura	219/772



_____	5,750,072	05/12/1998	Sangster et al.	422/22
_____	5,773,798	06/30/1998	Fukumura	219/631
_____	5,949,958	09/07/1999	Naperkowski et al.	392/399
_____	5,969,928	10/19/1999	Hashimoto et al.	361/106
_____	6,008,482	12/28/1999	Takahashi et al.	219/687
_____	6,094,523	07/25/2000	Zelina et al.	392/399
_____	6,237,576	05/29/2001	Buccino et al.	123/549
_____	6,734,405	05/11/2004	Centanni et al.	219/628
_____	2001/0053283	12/20/2001	Levine et al.	392/395
_____	2003/0205571	11/06/2003	Flugstad et al.	219/497

Foreign Patent Documents

<u>Examiner Initials</u>	<u>Document Number</u>	<u>Country</u>	<u>Date of Publication</u>	<u>Translation (Yes/No)</u>
_____	FR 2713871	France	06/16/1995	Yes (Abstract)
_____	EP 0 884 928	European Community	12/16/1998	Yes
_____	JP 11-281005	Japan	10/15/1999	Yes
_____	JP 11346645	Japan	12/21/1999	Yes (Abstract)

Other Documents (Inc. Author, Title, Date, Pertinent Pages, Etc.)

<u>Examiner Initials</u>	<u>Document</u>
_____	PCT International Search Report for PCT/US03/12621

Examiner:

Date Considered:

****Examiner:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.